

**MINUTES OF THE  
SOUTHEAST LOUISIANA FLOOD PROTECTION AUTHORITY – EAST  
BOARD MEETING  
THURSDAY, MARCH 15, 2007**

The Regular Monthly Board Meeting of the Southeast Louisiana Flood Protection Authority - East (Authority) was held on Thursday, March 15, 2007, in the Second Floor Council Chambers, Joseph Yenni Building, 1221 Elmwood Park Boulevard, Jefferson, Louisiana, after due legal notice of the meeting was sent to each member and the news media and posted.

The meeting was called to order at 9:45 a.m. by President Jackson, who then led in the pledge of allegiance. The roll was called and a quorum of the Board was present.

Present:

Thomas L. Jackson, President  
Timothy P. Doody, Treasurer  
David P. Barnes, Jr.  
Stradford A. Goins  
George Losonsky, Ph.D.  
Larry A. McKee  
Ricardo S. Pineda  
Abril B. Sutherland, Vice President  
Sara Lee St. Vincent  
Louis E. Wittie

Absent:

John M. Barry, Secretary

OPENING COMMENTS:

President Jackson commented on the Louisiana Senate Transportation and Public Works Committee meeting held yesterday at which he and Mr. McKee appeared and testified relative to the flood and non-flood assets of the Orleans Levee District. He advised he had previously met with Commissioner of Administration Jerry Luke LeBlanc and DOA Assistant Secretary Jean Vandal in an attempt to work out a transition of the non-flood assets. Representatives of the lakefront subdivision associations appeared before the Committee with concerns relative to grass cutting and trash pickup along the New Orleans lakefront and interior subdivision parks. SLFPA-E representatives felt these activities, along with the two marinas, airport, Senator Ted Hickey Bridge, Lake Vista Community Center and New Basin Canal rental/ commercial properties, were not associated with the SLFPA-E's flood protection focus and mandate and were not flood assets. The position of the Senators at the Committee meeting, however, seemed to be

that the only properties to be transferred to the Division of Administration (DOA) were the Airport, two marinas and rental buildings, and that all other activities, including issuing and enforcing permits on Lakefront Subdivision building covenants, along with grass maintenance and trash pickup along the lakefront and interior parks, were to remain with the SLFPA-E. Legislators had previously indicated that defining legislation could be offered, if necessary; therefore, action by the Board in the form of a resolution would be required defining the SLFPA-E's position. It was also suggested a legal opinion could be requested from the Attorney General relative to the legislation and non-flood assets.

Mr. McKee indicated he did not hear necessarily at the Committee meeting that the SLFPA-E would remain in charge of activities such as trash pickup, grass maintenance and policing of those areas outside of the flood assets, but that it was the wish of those Senators present. He pointed out negotiation and a conclusion relative to these activities is still needed.

#### RESOLUTION #03-15-07-001 - AGENDA

Mr. Doody requested under X New Business Item 11 be deferred and that Item 25 be added to secure Workers Compensation Insurance for SLFPA-E employees. There was no objection, therefore, the agenda was amended.

On the motion of Mr. Doody,  
Seconded by Mr. Wittie, the following resolution was offered:

“A resolution to approve and accept the agenda, as amended, for the Board Meeting of March 15, 2007.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion Carried.

#### RESOLUTION #03-15-07-002 – MINUTES

On the motion of Mr. Doody,  
Seconded by Mr. Wittie, the following resolution was offered:

“A resolution to approve and accept the minutes for the Board Meeting of February 19, 2007.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

## PRESENTATIONS:

Mr. Billy Marchal, Director of the Flood Protection Alliance, a group consisting of 15 business, civic and environmental leaders, who are primarily volunteers working behind the scene with various agencies in an attempt to facilitate various matters, presented information on the polders concept developed by Alliance's Flood Protection and Drainage Subcommittee under the direction of John Turner. This concept has been accepted by the CPRA and will be included in the U.S. Army Corps of Engineers' (USACE) Category 5 study. Norfolk Southern, a key player in this project, has requested a letter from the SLFPA-E to look into the feasibility of the project.

Mr. John Turner explained the area under considered is divided into three bowls generally protected by perimeter levees. The Orleans-Jefferson bowl contains elevated railroad rights-of-ways, outfall canals levees and various ridges that can be incorporated into an inner levee or containment system, such as the polder system which is extensively used in Holland. He showed manner in which the flooding occurred with Hurricane Katrina, and how such flooding could be contained in a polder system. Required actions would include supplementing some of the railroad rights-of-ways that are not elevated high enough, raising roadways at the parish line, gating drainage pipes, using a movable gate at Bayou St. John, and retrofitting and using u-levees to make underpasses watertight. Mr. Turner further explained other features that could be utilized with required fixes, and the feasibility of using elevated railroad embankments, along with the stability issue, was briefly discussed.

President Jackson pointed out the SLFPA-E is required by legislation to do a study of pumping in the entire area it represents with the idea of tying pumping stations together. He felt there may be a good potential for the development of polders, and suggested the study could address both the polder concept, as well as the opposite concept of tying pumping stations together, however a thorough engineering study would be required relative to elevations and stability issues.

Mr. Doody requested that St. Bernard Parish, as well as other areas under the SLFPA-E's jurisdiction, be included in additional studies.

Ms. Fran Campbell, East Jefferson Levee District (EJLD) Executive Director, pointed out compartmentalization is included in the CPRA plan, which also addresses the use of natural ridges.

Mr. Turner described the areas needing further study and estimated the cost of polders at \$75 to \$100 million, using a currently envisioned goal of three foot containment above mean sea level. Polders would be helpful in the effort to obtain

affordable insurance. Polders could be done in stages and no environmental issues are involved.

President Jackson commented that with a reasonable study showing feasibility, how system would function and costs, the USACE may be persuaded to include the benefits of polders in its risk assessment.

Mr. Turner detailed the list of organizations and agencies having an interest, adding funding for a study and funding sources are being sought. Two engineering firms have been requested to provide estimates; a rough estimated cost of a study is \$500,000.

Mr. McKee offered a motion, seconded by Mr. Losonsky, that the Authority support the polder concept for the jurisdiction of the SLFPA-E and do what it can to see that it is continued.

Mr. Pineda commented on the merits of pursuing the polder system concept as secondary protection.

The Board briefly discussed whether a letter of interest should be sent to the Railroad, and Mr. McKee stated he felt his motion was broad enough to include that, amongst other things.

President Jackson thanked the members of the Flood Protection Alliance for its leadership and efforts.

#### RESOLUTION #03-15-07-026 - SUPPORT OF POLDERS CONCEPT

On the motion of Mr. McKee,  
Seconded by Mr. Losonsky, the following resolution was offered:

“WHEREAS, it would be beneficial for the polder concept to be explored.  
RESOLVED, the Southeast Louisiana Flood Protection Authority-East supports the polder concept for the jurisdiction of the SLFPA-E and that it do what it can to see that it is continued.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

#### COMMITTEE REPORTS:

Finance Committee: Chairman Doody reported the Committee met and reviewed the proposed budgets for the Orleans Levee District (OLD), Lake Borgne Basin Levee District (LBBLD) and East Jefferson Levee District (EJLD). The Committee's intent was not to inject itself into the levee districts' processes, but to review information provided. To accommodate noticing that was subsequently discovered unnecessary, a special meeting had tentatively been set for March 29<sup>th</sup> for consideration of the budgets. The Committee also prepared for the possibility that the LA Legislative Auditor may require a single budget for the three levee districts and the SLFPA-E. Each levee district will present its individual budget at today's meeting.

Comments were offered relative to the OLD's budgeting procedures for flood and non-flood assets; i.e., a single budget versus a separate budget for non-flood assets that would be attached to the flood assets budget.

Routine and Emergency Operations Committee: Chairman McKee reported the Committee met with the OLD and EJLD; it has not yet met with the LBBLD. Mr. Barnes commented on the March 8th inspection of the EJLD, with EJLD and LADOTD representatives in attendance, and distributed a copy of his written report. The inspection of the OLD will take place within the next two weeks.

Legal Committee: Chairperson Sutherland reported an initial draft of the bylaws have been distributed and comments from Board members and executive directors incorporated. A final draft, along with discussion points, is anticipated to be presented at the next meeting for approval. An initial draft of the policies and procedures manual, which will apply to the levee districts as well as the SLFPA-E, is in development and will be circulated for review and comment. Ms. Sutherland listed some of the subjects covered in the manual. Comments were offered relative to future standardization of employee handbooks, job classifications and pay scales for the levee districts.

Special Issues Committee: Chairman Goins reported a draft of the selection criteria and responsibilities for the position of Regional Executive Director had been prepared and distributed. Comments were offered on the importance of this position, and although the job description is not yet fully defined, President Jackson encouraged the Board to commence the advertising and selection process, which may take some time, and allow an advertisement to be crafted stating the minimum qualifications.

President Jackson requested that Mr. Barnes and Mr. Wittie report on the discussions with the St. Tammany and Tangipahoa Parish Presidents relative to activating levee districts.

Mr. Barnes reported a meeting is scheduled for March 28<sup>th</sup> with St. Tammany Parish President Kevin Davis, and two of the parish's engineers and Chief Administrative Officer regarding the possibility of activating a levee district.

Mr. Wittie reported he discussed the subject with the Tangipahoa Parish President; however, it was not felt at this time the parish needed to construct any

levees. Tangipahoa has been attempting to obtain a grant through the Coastal Impact Assistance Program for approximately five miles of shoreline protection along Lake Pontchartrain. President Jackson commented a line of communication has been opened and should be continued, and the SLFPA-E can lend assistance as needed. Comments were offered on the issue of determining the authority or entity responsible for the decision as to whether a levee district should be activated, and the subjects of risk assessment and a referendum were briefly discussed.

Mr. Pineda volunteered to work with the Special Issues Committee and assist by making contact with the USACE relative to various available studies and data.

#### EXECUTIVE SESSION:

President Jackson advised the Board would meet in Executive Session, which convened at 11:30 a.m., to discuss the litigation listed on the agenda.

The Board reconvened at 1:00 p.m. President Jackson called the meeting back to order, and advised a motion would be considered with respect to the business of the Executive Session.

#### RESOLUTION #03-15-07-027 – HASPEL & DAVIS MILLING & PLANTING CO. LTD., ET AL V. ORLEANS LEVEE DISTRICT

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

“A resolution authorizing legal counsel in Haspel & Davis Milling & Planting Co. Ltd., et al v. Orleans Levee District, USDC EDLA Case No. 06-3829, US Fifth Circuit Court of Appeals, Case No. 06-31083, to proceed as instructed in Executive Session held this date.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

#### OLD BUSINESS:

#### RESOLUTION #03-15-07-003 – AMENDING 03-07-07-008 ORLEANS LEVEE DISTRICT CAPITAL ONE SIGNATORIES

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution amending and restating Resolution #03-07-07-008 to designate the Orleans Levee District Director of Hurricane and Flood Protection and Orleans Levee District Chief Engineer to be authorized signers for any and all Capital One Bank Accounts in the name of the Southeast Louisiana Flood Protection Authority – East as Managing Authority of the Orleans Levee District, as set forth in the attached list. Additional signatories will be the Orleans Levee District Comptroller and Orleans Levee District Operations and Maintenance Director. All checks over \$200.00 shall require two signatures.

The President or the Treasurer are authorized to sign any and all necessary documents or take any and all actions necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

RESOLUTION #03-15-07-004 – AMENDING 01-26-007-014 & 03-07-07-009  
CAPITAL ONE ACCOUNT & SLFPA-E OPERATING ACCOUNT SIGNATORIES

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution amending and restating Resolution Nos. 01-26-07-014 and 03-07-07-009 to clarify that two (2) authorized signatures shall be required for withdrawal of funds from the operating checking account in the name of the Southeast Louisiana Flood Protection Authority – East (“SLFPA-East”) at Capital One Bank and that the four (4) officers of SLFPA-East shall be the authorized signatories for that account.

WHEREAS, Resolution No. 01-26-07-014 authorized an operating checking account at Capital One Bank in the name of the Southeast Louisiana Flood Protection Authority – East (“SLFPA-East”) and authorized the four (4) officers of SLFPA-East as the signatories on that account;

WHEREAS, the intent of Resolution No. 03-07-07-009 was to require two authorized signatures on each check or other document to withdraw funds from that account; however, the name on the account was not stated in that resolution;

THEREFORE be it resolved by the Southeast Louisiana Flood Protection Authority – East that:

Section 1. Resolutions Nos. 01-26-07-014 and 03-07-07-009 are hereby amended and restated as follows:

An operating checking account in the name of the Southeast Louisiana Flood Protection Authority – East (“SLFPA-East”) at Capital One Bank is authorized for which two (2) authorized signatures shall be required for checks or other documents for withdrawal of funds from that account and that the four (4) officers of the SLFPA-East shall be the authorized signatories for that account.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

RESOLUTION #03-15-07-005 – AMENDING RESOLUTION #01-26-07-005  
ENGAGING ORLEANS LEVEE DISTRICT INTERIM COUNSEL

On the motion of Mr. Doody,

Seconded by Mr. Losonsky, the following resolution was offered:

WHEREAS, by Resolution #01-26-07-005 the Southeast Louisiana Flood Protection Authority - East authorized its President to sign an attorney fee contract with interim counsel Cornelia Ullmann for the Orleans Levee District.;

RESOLVED, To amend Resolution #01-26-07-005 to provide a total budget for said interim counsel services of \$46,750. In consideration of services performed, compensation shall be paid as follows: \$50.00 per hour for the first 100 hours per month, \$90.00 per hour for hours in excess of 100 hours per month; however litigation matters are to be at the Attorney General’s scheduled rate for an attorney with over 10 years experience; paralegal services will be reimbursed at \$45.00 per hour; law clerk services will be reimbursed at \$25.00 per hour. This contract is for the period commencing January 22, 2007 and ending June 30, 2007.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

NEW BUSINESS:

RESOLUTION 03-15-07-006 - EJLD REVISED OPERATING BUDGET 2006-2007

Ms. Fran Campbell, EJLD Executive Director, explained a revision is required when the budget is 5 percent over or under. Since the EJLD had budgeted



conservatively and ad valorem taxes were received in an amount greater than anticipated, a revision is required.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution to adopt the East Jefferson Levee District revised 2006-2007 operating budget.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried

#### RESOLUTION #03-15-07-007 – EJLD PROPOSED OPERATING BUDGET 2007-2008

Ms. Campbell advised the proposed budget is based on the first six months of the current budget year's experience. Revenues are projected based on last year's collection and information submitted by the Assessor's Office on tax rolls.

President Jackson mentioned the budgets were thoroughly vetted by the Finance Committee at its meetings and Committee members concurred on the recommendation for approval. Committee Chairman Doody added, it was clearly pointed out to the executive directors during the budget discussions that the primary purpose is flood protection. Comments were offered relative to future streamlining of the three districts.

Ms. Campbell indicated the EJLD is setting aside \$30,000 in an emergency fund, which, if not used, will be built upon in the future, as well as placing aside money in the Levee Improvement Fund. Materials stockpiled for flood emergencies were described.

President Jackson mentioned the USACE's announcement that the 100 year projections were received for tidal surge, adding the USACE could proceed with design for 100 year events; however, it is still not yet known whether local matching funds will be required.

Engineering services previously provided to the EJLD by LADOTD were discussed, along with GIS/mapping efforts and consolidation of platforms.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution adopting the East Jefferson Levee District proposed operating budget for Fiscal Year 2007-2008.

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-008 –  
APPROVAL OF FY'08 ORLEANS LEVEE DISTRICT BUDGET

Since the proposed budget was based on certain assumptions, the Board asked whether the OLD had the flexibility to accommodate changes relative to the distinction of flood and non-flood assets, and Mr. James Bollinger, OLD Comptroller, advised the system could move the dollars to whatever operation is ultimately assigned the associated responsibility.

Mr. Stevan Spencer, OLD Executive Director, advised a balanced budget was submitted with no transfer from the Special Levee Improvement Project Fund (SLIP) to the General Fund for operations, as had been done in the past. The proposed budget includes \$125,000 for equipment (\$2.2 million was originally requested), 138 personnel positions (30 field maintenance positions, three engineers and eight other positions were originally requested, however, no new flood control positions are included in the proposed budget), and \$400,000 set aside for construction projects.

Mr. Bollinger explained 26 employees are included in non-flood operations, totaling 164 employees for the organization; however, it is felt by OLD management that 202 positions are necessary to do the job properly. The budget presented is in accordance with Finance Committee instructions to show what is needed for flood operations only and to not assume any support by the SLIP Fund. Since debt service has been deferred for three years under the GOZONE assistance program, the budget has been balanced without a transfer from the SLIP Fund.

Mr. Bollinger further explained the SLIP Fund tax, which was passed to support and pay off bonds used to build part of the Lake Pontchartrain and Vicinity Flood Protection system and then to maintain those facilities. For the past 20 years under its maintenance component the SLIP Fund had contributed towards the OLD's operating budget. He commented on the need for the additional personnel requested by the Engineering and Finance Departments.

Under the current budget assumptions, one-half of the police department and ten to thirteen administrative positions, along with materials and supplies, have been allocated to non-flood activities. With the allocation of these costs, and due to the fact that one marina is not operational, the non-flood operations incur a \$1.35 million net loss for the year; therefore, this particular budget assumes the flood side subsidizes the non-flood side by \$1.35 million. Repayment of bond debt service will recommence approximately July, 2009, at approximately \$3.4 per million per year for the Public

Improvement Bonds for the building of South Shore Harbor, and close to \$6 million per year for the Special Levee Improvement Fund (SLIP) bonds.

The Board briefly discussed the Constitutional millage and the Special Levee Improvement Projects millage, which was approved by the voters of New Orleans. The debt covenant lists approximately 19 projects that were originally intended to be constructed through the issuance of the SLIP Bonds.

President Jackson asked Mr. Capo, based on the budget presented, if the assumptions on the flood side are not correct and the flood side must do additional work, whether the non-flood position is that the revenues, wherever now located, will be passed from one budget to another to accommodate where the work will be done.

Mr. Louis Capo, Director of Real Estate, Recreational and Non-Flood Assets, responded, if the flood authority must pick up additional duties, it will reduce the cost allocated to the non-flood side, thus reducing its deficit. Use of some of the Community Disaster Loan (CDL) monies has been requested for operating expenses to reduce the non-flood side's deficit.

President Jackson felt utilizing CDL monies appeared to be a reasonable approach to provide cash flow to the non-flood side, and those monies could be repaid once the non-flood assets build a revenue stream.

Mr. McKee asked Mr. Capo whether funds for grass cutting were included in the non-flood budget, and Mr. Capo responded that such funds were included. Mr. McKee concluded that upkeep up the lakefront areas was a non-flood activity based upon the budgeting of funds for that activity, and that the associated distractions and complaints are also transferred to the entity identified responsible for that area of maintenance. He pointed out the Act was not definitive relative to the division, and that the Board is beginning that division in the budget process.

Mr. Capo commented he had met with some of the homeowners associations, which are interested in trash pickup, grass cutting and maintenance of the interior parks, lanes and Lakeshore Drive. He advised the flood side budget did not account for any grass maintenance from Robert E. Lee Boulevard to the seawall, and he was instructed by the Division of Administration (DOA) to include a cost that would affectively maintain those properties, while the DOA and the SLFPA-E could determine responsibility. Should those responsibilities be shifted, it would decrease the non-flood side deficit.

President Jackson clarified the issue is one of management function, which he and Mr. McKee did not feel was within the SLFPA-E's mandate; however, the Legislature could legislate otherwise. He wanted to be assured that Mr. Spencer, Mr. Bollinger and Mr. Capo work together and that however the situation pans out, the money for the activity is placed with the responsible operation.

Mr. Doody advised the SLFPA-West's President and Treasurer agreed the SLFPA-East would submit a budget for the OLD for this year, and the two authorities would work together on future budgets.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

WHEREAS, the Authority's financial management responsibilities include administering the General Operating and Major Maintenance/Capital Improvement Budget of the Orleans Levee District, and

WHEREAS, the Authority's financial management responsibilities also include the administration of the Special Levee Improvement Fund, and

WHEREAS, the Authority has reviewed financial projections for Fiscal Year 2008, including estimated operating revenues and expenditures, and

WHEREAS, funding in the following amounts is required as detailed by the line item budget for fiscal year 2008:

<u>FISCAL YEAR 2008 GENERAL OPERATING BUDGET</u>	
TOTAL REVENUES	<u>\$17,987,892</u>
Expenditures	
Operations (164 positions)	\$16,602,433
Major Maintenance/Capital Improvements	150,000
Legal Settlements	<u>1,000,000</u>
TOTAL EXPENDITURES	<u>\$17,752,433</u>

<u>FISCAL YEAR 2008 SPECIAL LEVEE IMPROVEMENT FUND BUDGET</u>	
Revenues:	
Ad Valorem Taxes	\$8,954,443
Interest on Investments	<u>300,000</u>
TOTAL REVENUES	<u>\$9,254,443</u>
Expenditures:	
Project Expenditures	<u>250,000</u>
TOTAL EXPENDITURES	<u>\$ 250,000</u>

WHEREAS, the District is mandated to submit an approved budget by April 1, 2007, to the Joint Legislative Committee on the Budget and other various oversight authorities.

RESOLVED, That the Authority approves the Fiscal Year 2008 General Operating and Major Maintenance/Capital Improvement Budget and Special Levee Improvement Fund Budget.

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-009 – LAKE BORGNE BASIN  
LEVEE DISTRICT PROPOSED OPERATING BUDGET 2007-2008

Mr. Robert Turner, LBBLD Executive Director, advised he felt confident about the ad valorem tax revenues indicated. However, the amount of \$500,000 shown in FEMA grants may be questionable, and should the grants not be put in place, those monies would be offset by forgoing the capital equipment purchases listed in the budget. The LBBLD maintains 60 miles of levees and 56 miles of canals.

On the motion of Mr. Doody,  
Seconded by Mr. Goins, the following resolution was offered:

“A resolution adopting the Lake Borgne Basin Levee District proposed operating budget for Fiscal Year 2007-2008.”

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-010 - FENCE - EAST JEFFERSON  
LEVEE DISTRICT MAINTENANCE PARKING LOT

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

“A resolution authorizing the Executive Director of the East Jefferson Levee District to enter into a contract with Taylor Fence Company to install a fence to provide security for the Maintenance Employee Parking lot for vehicles and equipment at 1135 Lesan Drive, at a cost not to exceed \$9,500.00.”

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

MOTION TO APPROVE AMENDMENT #1 TO PPM49, S1502 A(2) – TRAVELING REIMBURSEMENT

Motion was deferred.

RESOLUTION #03-15-07-012 – MISSISSIPPI VALLEY FLOOD CONTROL MEETING

President Jackson advised the Board could approve the motion and should any of the directors wish to attend, they could do so.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

“A resolution authorizing the SLFPA-E President, two (2) Board Members, and the Executive Directors of the East Jefferson Levee District, Orleans Levee District and Lake Borgne Basin Levee District to attend the Mississippi Valley Flood Control Association Annual Spring Meeting, March 19-21, 2007 in Washington D.C. Each Levee District and SLFPA-E shall be responsible for the expenses of their respective representatives including registration, lodging, travel and meals.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

RESOLUTION #03-15-07-013 – ASSOCIATION OF LEVEE BOARDS OF LOUISIANA MEMBERSHIP

President Jackson commented on the importance of participation in this organization, and advised future membership fees for the SLFPA-E and three levee districts will be negotiated.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution authorizing the Southeast Louisiana Flood Protection Authority – East to enroll as a member of the Association of Levee Boards of Louisiana (ALBL) with an annual membership fee of \$1,000.00;

WHEREAS, East Jefferson Levee District, Lake Borgne Basin Levee District and Orleans Levee District have been members and have been charged an annual fee of \$1,000 each;

WHEREAS, the ALBL has offered the Authority the opportunity to have a membership which would include the three levee districts for a total membership fee of \$1,000.00;

THEREFORE BE IT RESOLVED that the Southeast Louisiana Flood Protection Authority - East enroll as a member of the Association of Levee Boards of Louisiana with an annual membership fee of \$1,000.00, which includes the East Jefferson Levee District, Orleans Levee District and Lake Borgne Basin Levee District , where each Levee District will incur their share of the annual fee which will be \$333.34 per levee district.”

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-014 – 22nd ANNUAL WORKSHOP  
OF THE ASSOCIATION OF LEVEE BOARDS OF LOUISIANA

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

“A resolution authorizing the Southeast Louisiana Flood Protection Authority – East Board Members and the Executive Directors of East Jefferson Levee District, Orleans Levee District and the Lake Borgne Basin Levee District to attend the 22nd Annual Workshop of the Association of Levee Boards of Louisiana on May 3-4, 2007 at the Holiday Inn Select Hotel in Baton Rouge to include registration, lodging, travel and meals. Each Levee District and SLFPA-E shall be responsible for the expenses of their perspective representatives including registration, lodging, travel and meals.”

The foregoing was submitted to a vote, the vote thereon was as follows:  
YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-015 – ADVERTISING FOR  
SLFPA-E REGIONAL EXECUTIVE DIRECTOR

President Jackson advised he would work with Mr. Goins regarding the advertisement. The Board concurred the advertisement for Regional Executive Director would contain the minimum criteria as defined in Act 1.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

“A resolution authorizing the President of the Southeast Louisiana Flood Protection Authority – East to advertise for a Regional Executive Director for the Southeast Louisiana Flood Protection Authority – East stating criteria adopted by the Authority.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

**RESOLUTION #03-15-07-016 – ORLEANS LEVEE DISTRICT  
COOPERATIVE ENDEAVOR AGREEMENT WITH  
CITY OF NEW ORLEANS FOR TOPAZ STREET CLOSURE**

Mr. Spencer explained a reach of levee along the lakefront containing the Topaz Street floodgate, which has been closed for various reasons since Hurricane Katrina, has been included by the USACE as part of Phases 1 and 2. In lieu of building a raised floodgate to replace the existing one, consideration is being given to the substitution of an earthen levee raised to Phase 1, and eventually Phase 2, height. Should the USACE build a raised replacement floodgate, the federal cost would be 100 percent; however, since the OLD has requested the substitution of an earthen levee, some local cost share may be incurred. The City must agree to this closure of a street, therefore, a Cooperative Endeavor Agreement is needed. The USACE would replace the floodgate and small section of floodwall. Utility relocations will be done by Entergy and the Sewerage and Water Board.

Mr. Kevin Wagner, USACE representative, advised Phase 1, which brings the system to authorized grade, is at 100 percent federal expense; however, should the 100 year elevation (Phase 2) be higher, the incremental cost to raise the protection above the authorized grade may be cost shared. Mr. Wagner was attempting to make the case in this particular instance that the construction of a section of earthen levee in lieu of replacement of the floodgate and section of floodwall is more cost effective and, therefore, the cost of that small portion of levee should be at 100 percent federal cost.

Mr. Doody stated he wanted to revise the resolution for authorization provided the USACE pay 100 percent of the cost. Mr. Losonsky, who seconded the motion, agreed with the revision, and there was no objection from the Board.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:



“A resolution authorizing the President of the Southeast Louisiana Flood Protection Authority - East to execute a Cooperative Endeavor Agreement on behalf of the Orleans Levee District with the City of New Orleans for the right of use of a portion of the Topaz Street right-of-way at Lakeshore Drive between Squares 525 and 526, 6th Municipal District, for the placement of an earthen hurricane protection levee, in lieu of the existing flood control structure, and authorizing the Orleans Levee District to perform any and all relocations or other work required, and the President to execute any and all other documents necessary, to implement this storm protection upgrade, provided 100 percent of the cost is paid by the U.S. Army Corps of Engineers.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

MOTION AUTHORIZING SLFPA-E TO SCHEDULE ADDITIONAL MEETING(S)  
FOR THE MONTH OF MARCH.

The Board discussed the need for additional meetings. Ms. Denise Fitzgerald, Assistant Attorney General, explained Robert’s Rules of Order, under which the Board is operating until bylaws are adopted, defines small boards as those with less than twelve members and gives flexibility and discretion for calling special meetings. Therefore, since the President would be able to call a board meeting if dictated by necessity, the Board did not feel action on the proposed motion was required.

RESOLUTION #03-15-07-018 – PUBLIC OFFICIALS LIABILITY INSURANCE

Mr. Doody reported the subject insurance is within the SLFPA-E’s budget. The underwriters have been requested to provide additional clarifications; however, Mr. Doody requested that the Board take action on the motion in order to bind coverage.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

A resolution to accept Option 3 of the attached proposal of AIG/American International Specialty for Public Officials Liability and Employment Practices Liability Insurance Coverage for the Southeast Louisiana Flood Protection Authority – East for an annual premium of Forty-Eight Thousand One Hundred Thirty-three Dollars and No/100 (\$48,133.00) and to provide for related matters.

WHEREAS, L.R.S. 38:330.9 E provides that Southeast Louisiana Flood Protection Authority – East may purchase and maintain insurance on behalf of any person who is or was a commissioner of the authority against any liability

asserted against him/her and incurred by him/her in any such capacity or arising out of his/her status as such;

THEREFORE be it resolved, by the Southeast Louisiana Flood Protection Authority – East that:

Section 1. The Southeast Louisiana Flood Protection Authority – East hereby accepts Option 3 of the attached proposal of AIG/American International Specialty for Public Officials Liability and Employment Practices Liability Insurance Coverage for the Southeast Louisiana Flood Protection Authority – East.

Section 2. Payment of the annual premium for such insurance in the amount of Forty Eight Thousand One Hundred Thirty-three Dollars and No/100 (\$48,133.00) is hereby authorized.

Section 3. The President and the Treasurer are hereby authorized to sign any and all documents necessary to implement this resolution and such actions already undertaken regarding the procurement of this insurance coverage are hereby ratified.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

#### RESOLUTION #03-15-07-019--ORLEANS LEVEE DISTRICT LIFE INSURANCE

Mr. Doody advised it was learned that the booklet does not necessarily agree with the policy relative to coverage and attempts are being made to resolve this issue.

The Board requested OLD staff to report on the levee district's commitments, policy and responsibility for providing life insurance coverage for retirees at the time bid results are presented for approval.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

WHEREAS, the Southeast Louisiana Flood Protection Authority-East by Resolution 02-08-07-009 approved a one month extension of the current life insurance coverage for employees and retirees of the Orleans Levee District with Guardian Life Insurance in order to afford time for competitive bids to be received;

WHEREAS, competitive bids are currently being received, but have not been concluded, and additional time is necessary for the bid and review process;

WHEREAS, the aforementioned coverage can be extended on a month-to-month basis.

RESOLVED, To approve an extension of the current life insurance coverage for employees and retirees of the Orleans Levee District at the current rate with Guardian Life Insurance until June 30, 2007, on a month to month basis. The Orleans Levee District Director of Hurricane and Flood Protection is authorized to sign any and all necessary documents or take any and all actions necessary to carry out the above.”

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

**RESOLUTION #03-15-07-020 – EXTENSION OF POSTLETHWAITE & NETTERVILLE CONTRACT FOR FY’07 AUDIT OF ORLEANS LEVEE DISTRICT**

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

WHEREAS, levee districts are required to have an annual audit conducted by the Louisiana Legislative Auditor or an independent certified public accountant contracted by the Louisiana Legislative Auditor;

WHEREAS, the Legislative Auditor in 2003 solicited proposals and awarded a three year contract to Postlethwaite & Netterville (P&N) for the annual financial and compliance audit of the Orleans Levee District for the fiscal years ending June 30, 2004-2006;

WHEREAS, due to its expertise and familiarity with the Orleans Levee District, the Legislative Auditor agreed to consider an extension of the aforementioned contract with P&N to perform the annual audit for the fiscal year ending June 30, 2007.

RESOLVED, That the SLFPA-East approves the LA Legislative Auditor’s extension of the engagement of Postlethwaite & Netterville for audit services for the Orleans Levee District for the fiscal year ending June 30, 2007. The Orleans Levee District Director of Hurricane and Flood Protection is authorized to sign any and all necessary documents or take any and all actions necessary to carry out the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,

Mr. McKee, Mr. Pineda and Mr. Wittie  
NAYS: None  
ABSENT: Mr. Barry  
Motion carried.

RESOLUTION #03-15-07-021 -  
ORLEANS LEVEE DISTRICT FLOOD PROTECTION RESOURCES

Mr. McKee commented on the SLFPA-E's primary purpose of flood protection and the need for the SLFPA-E to adopt a resolution identifying necessary flood assets and resources. Since the levee district executive directors are the individuals to whom the Board looks to assure its responsibility is fulfilled, Mr. McKee felt the executive director is the logical individual to say what assets are needed. He requested the resolution be modified to include the seawall. He commented the engineering/permitting section of the resolution limits permitting to those that affect flood facilities, therefore, the enforcement of subdivision building restrictions would be excluded.

Although the OLD Police Department was not addressed in the resolution, agreement was made that its cost would be allocated 50% to each the flood and non-flood sides, based on the position that the non-flood side would be responsible for patrolling Lakeshore Drive and the subdivisions.

Mr. Capo indicated, should the non-flood side decide it will accept the Compliance Department, it would only be taken as a whole and would be moved under the Airport. He added, the Police Department is the only department upon which the non-flood side has agreed to accept a cost allocation, and, with the exception of the police, should the non-flood side be charged with the cost for any additional personnel, it wanted those personnel under its control.

The Board discussed allocation of employees, along with the separation of the flood and non-flood entities and accounting systems.

Mr. McKee suggested the Board adopt the resolution stating its current position, so that a resolution of this issue could begin, and pointed out that the resolution could be modified and amended in the future.

On the motion of Mr. McKee,  
Seconded by Mr. Barnes, the following resolution was offered:

WHEREAS, pursuant to Act 43 of the First Extraordinary Session of 2006, an election was held on September 30, 2006, wherein the voters of the State of Louisiana overwhelmingly approved a Constitutional Amendment to allow the creation of regional flood protection authorities for Southeast Louisiana, and as further provided by Act 1 of said Session the Southeast Louisiana Flood Protection East and West Authorities were established with the mandate of perfecting, managing and maintaining a

comprehensive flood protection system for the protection of the territories of those authorities, and

WHEREAS, in accordance with Act 1, members of the authorities were appointed possessing the professional disciplines and qualifications envisioned necessary to achieve the ultimate goal of providing an integrated, comprehensive flood protection system and for the continuing unencumbered management and maintenance of flood protection within their jurisdictions;

WHEREAS, in order for these authorities to focus on their mandated mission of flood protection, Act 1 further provides that the management of non-flood facilities, functions and activities within a levee district within the territorial limits of the authorities shall be managed and controlled by the State, through the Division of Administration;

RESOLVED, after review and consideration the Southeast Louisiana Flood Protection Authority-East (Authority-East) finds that the following resources are required to accomplish its mandate to provide and maintain comprehensive flood protection for the Orleans Levee District:

Resources:

- Footprint of the levees.
- Footprint of the floodwalls.
- 6920 Franklin Ave complex, including cell tower.
- Elysian Fields police station.
- West Bank maintenance facility (Brooklyn Avenue).
- Bayou Bienvenue flood control structure.
- Radio Tower.
- Batture.
- Levee servitudes.
- Seawall
- All furniture, fixtures, machinery and equipment in the above facilities
- All vehicles registered to O.L.D. (except those utilized by the airport staff, fire safety staff at the New Orleans Lakefront Airport and South Shore Harbor and Orleans Marina staff.
- Bohemia Spillway (all ownership interest).
- All cash on hand and income prior to 12.31.06, except for those insurance proceeds related to the rebuilding of the non-flood assets.
- All income, revenue, or existing claims therefore, prior to 12.31.06.

Employees: All employees of the Orleans Levee District shall be answerable to the Authority-East/West for actions during their employment with the Orleans Levee District, subject to the control of their direct supervisors. The Authority Board(s) shall be the appointing authority, unless otherwise delegated by resolution.

The following employees are thought to be necessary for flood protection purposes: *All current employees, with the exception of the Airport and Marina personnel, the Director of Non-Flood, Compliance Dept., and three finance positions.*

Permitting/Engineering: Orleans Levee District personnel shall handle permitting and engineering directly coordinated with DOTD and/or USACOE only.

Audits and Budgets: A request has been made of the Legislative Auditor's office, OSRAP and the Orleans Levee District auditors as to the handling of various reporting and budgetary matters. As yet, no final determination has been received. Absent specific direction from those offices, there shall be one audit of the Orleans Levee District and its assets.

Accounting: The Division of Administration (or Non-flood Assets Division) shall submit a monthly itemized statement to the Authority-East's Finance and Legal Committees of all gross income, expenses, contracts entered into and concluded; status of litigation and insurance claims.

Insurance: Reimbursement from any source (insurance, FEMA, grants, etc) for any funds related to repairs to the assets listed above or for revenue for the period prior to 12.31.06.

Reconciliation of 'Due to/Due From' Items: The Finance Dept. of the Orleans Levee District shall prepare a list of items, assets, personnel, and corresponding amounts to reconcile Orleans Levee District assets and/or services used for the repair or servicing of non-flood assets for the period beginning from September 1<sup>st</sup>, 2006, and a list of outstanding matters (contract advances, debts, insurance claims, insurance proceeds or advances, FEMA, FAA refunds, etc.) A reconciliation of those matters between the Division of Administration and the Finance Committee of the Authority Board shall be decided, recognizing that some contractual obligations and matters are currently ongoing due to the rebuilding of the assets of the Orleans Levee District.

Management to the Division of Administration: In accordance with the written expression of the will of the Legislature, as expressed in Act 1 of the 2006 Special Session, all other assets and matters not specifically addressed herein shall be forwarded to Division of Administration for its prudent management, recognizing the foremost priority being the furtherance of flood protection. Management encompasses the complete direction, control, accounting, and supervision of those assets, matters, litigation, contracts, debts, and those employees thereto related, entirely separate and apart from the operations of the Orleans Levee District, fulfilling the spirit of Act 1 and the intent of the people and the Legislature.

Reservation of Rights: The Authority-East reserves the right to amend or otherwise modify any of the above in the furtherance of flood protection as it deems necessary and prudent.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee and Mr. Wittie

NAYS: Mr. Pineda

ABSENT: Mr. Barry

Motion carried.

**RESOLUTION #03-15-07-022 –  
SLFPA-EAST AND SLFPA-WEST JOINT MEETING TO CONSIDER DRAFT  
COMPREHENSIVE MASTER PLAN FOR A SUSTAINABLE COAST**

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:

WHEREAS, the government of the State of Louisiana has produced a draft Comprehensive Master Plan for a Sustainable Coast that is designed to restore and protect coastal lands and populations from hurricanes;  
Whereas, the public comment period for this plan ends April 2;

WHEREAS, a final draft of this plan will be delivered to the legislature in April for legislative action;

WHEREAS, this hurricane protection plan calls for coastal restoration and protection efforts that will affect storm surge in the Lake Borgne and Orleans Levee Districts and hence will directly affect the region of the state for which the Southeast Louisiana Flood Protection Authority - East has responsibility.

RESOLVED, That this Authority hold a joint meeting with the Southeast Flood Protection Authority West on March 23, 2007 to consider this plan, inviting experts offered by the state, as well as independent scientists for their comment.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

**RESOLUTION #03-15-07-023 –  
LAKE BORGNE BASIN LEVEE DISTRICT PUMPING NEEDS**

On the motion of Mr. Doody,  
Seconded by Mr. Goins, the following resolution was offered:

WHEREAS, the Lake Borgne Basin Levee District is in great need of immediate assistance to procure the storm-proofing of its pumping stations and temporary pumps needed to adequately protect against hurricanes and to drain the areas under its jurisdiction;

WHEREAS, the Lake Borgne Basin Levee District does not have adequate resources to fulfill these needs;

BE IT RESOLVED by the Southeast Louisiana Flood Protection Authority – East as Managing Authority of the Lake Borgne Basin Levee District that:  
Section 1. The President of the Southeast Louisiana Flood Protection Authority – East is hereby authorized to undertake action on behalf of the Authority to pursue funding for the hurricane protection, pumping and flooding protection needs of the Lake Borgne Basin Levee District.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

**RESOLUTION #03-15-07-024 – LAKE BORGNE BASIN LEVEE DISTRICT  
AGREEMENT WITH U.S. DEPT. OF AGRICULTURE,  
NATURAL RESOURCES CONSERVATION SERVICE TO REMOVE DEBRIS**

Mr. Robert Turner, LBBLD Executive Director, explained in order to proceed with the canal cleaning project, an agreement must be executed with the NRCS and certification must be provided relative to rights-of-way to perform the work.

Mr. Mark Hanna, LBBLD Interim Counsel, advised he was requested to determine the adequacy of real property rights with regards to various canals in St. Bernard Parish. He detailed the procedures and sources used to determine and verify the adequacy of these rights. Based on examination of various sources and documents, it was his opinion that adequate property rights exist for the LBBLD to give permission to the NRCS to engage in the cleaning of these canals pursuant to the 100-ft. servitude on either side, and that there is adequate title, right, permission and authority for the purposes for which this agreement is offered.

On the motion of Mr. Doody,  
Seconded by Mr. Losonsky, the following resolution was offered:



BE IT RESOLVED, that the Southeast Louisiana Flood Protection Authority - East does hereby grant authority to the Lake Borgne Basin Levee District ("LBBLD") to enter into Project Agreement Number 68-7217-07-013 with the United States Department of Agriculture, Natural Resources Conservation Service (NRCS) (the "Agreement") to remove debris from various canals in St. Bernard Parish; said canals being public drainage channels and subject to a 100-foot servitude on either side of the canal, in accordance with the terms and conditions set forth in the Agreement, a copy of which is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that Robert Turner is hereby authorized and instructed to execute the Agreement on behalf of the Lake Borgne Basin Levee District.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

#### RESOLUTION #03-15-07-025 - SLFPA-E WORKERS COMP INSURANCE

On the motion of Mr. Doody,  
Seconded by Mr. Goins, the following resolution was offered:

A resolution authorizing the securing of Workers Compensation Insurance for employees of the Southeast Louisiana Flood Protection Authority-East, and authorizing the SLFPA-E Treasurer to execute all documents necessary to accomplish the above.

The foregoing was submitted to a vote, the vote thereon was as follows:

YEAS: Mr. Barnes, Mr. Doody, Mr. Goins, Mr. Losonsky,  
Mr. McKee, Mr. Pineda and Mr. Wittie

NAYS: None

ABSENT: Mr. Barry

Motion carried.

President Jackson announced the next regular Board Meeting would be held on Thursday, April 19, 2007.

There were no public comments.

There was no further business, therefore, the meeting was adjourned at 3:35 p.m.